Note :- The papers will be sent to Madras after they are passed on Mr. Narasingarao Panayya's representation of 16th May 1912 in the matter of distributing annuities

G.R.S. 57.]

File No. 25-11

Serial Nos. 1-16

1901-12

GENERAL AND REVENUE SECRETARIAT.

(Legislature)

105

Part A: Manuscript
for

Serial Nos. 1-16

Successors to the Yelandur Jahgirdar

Later Reference.

Conf. coll. no 205 (Vol II)
Legis 35: 15(6-12)
CB 18-22-1914 (Confd)
L.R. 380-45-1-7

GPB—5,000—20-3-06.

Table of Contents

From Narasinga Rao Purnaiya Esqr Bangalore
Dt 14-12-1911
Applies for being declared the Jaghirdar
of Yelandur Consequent on the demise of Sir P.N. Krishna
Murti late Jaghirdar of Yelandur

2 To Mr Narasinga Rao Purnaiya
Dy. No. J 1937 Dt 2.1.12
Enquires whether the late Sir P. N. Krishna Murti
has taken a Son in adoption or left a will directing
any adoption and what Lady Krishna Murti's attitude
in the matter is & Calls for a Statement shewing the
name, age and relationship of all the members
of the 1st branch of Dewan Purnaiya's family

3 From Mr Narasinga Rao Purnaiya
Purnapriyadha Bangalore city
Furnishes the information called for about

4 To Compiler Mysore Gazette
No. J 2142 Legis. 24-11-4 Dt 29-1-1912
Notifies that the application of Mr Narasinga
Rao Purnaiya for being declared as Jaghirdar of
Yelandur in succession to Sir P.N. Krishna Murti,
deceased, under the Provisions of the Yelandur
Jaghir Regn, will be considered on or after 26th Feb
1912 and that any representations from persons
interested in the matter of the succession to the Jaghir
made before that date will also be considered

5 From Mr C. Raja Rao Sahib
Dated 6-2-1912
Prays for the grant to a Copy of

of the application made by Mr Narasinga Rao Purniya to be declared as Jaghirdar of Yalandur in succession to the late Sir P. N. Krishna Murti and adds that the copy is required for submitting the claims of his minor son to the Jaghir.

6. From Mr Narasinga Rao Purniya
Dy 7-2-1912

Requests that he may be furnished with copies of representations if any received under 2nd Para of Govt notification of 29th January 1912 either prior to or subsequent to the issue of the above notice.

7. From Private Secy to His Highness the Maharajah
Memo No 2324 Dy 27-1-1912.

Forwards for submission of Papers with opinion a memorial addressed to H.H. by Lady Krishna Murti (Kaveri Bayee) in regard to the succession to the Jaghir etc

8. From C. Raja Rao Sahib
Dy 16. 2. 1912.

States with reference to Govt notification No J 2142 Legis 24-11-4 Dy 29. 1. 1912 that his elder son, Raghunatha Sawmi, elder of the two minor grandsons by Padma Boya the only daughter of the late Sir P. N. Krishna murti is entitled to succeed to the Jaghir of Yelandur and prays that he may be declared as Jaghirdar of Yelandur —

9. From Mr Y.V. Krishna Murti BA.
No J 2186 Dt 22-2-1912.

Submits for favourable Consideration of Govt his claims for an increase of annuity payable to him as under Section 3 of the Yalamdur Jaghir Regn I of 1885

10. From Mr C. Raja Rao Sahib
Dt 23-2-1912
forwards an explanatory Memo dealing with the legal aspect of the question of declaring the title to the Yalamdur Jaghir

11. From Lady Krishna Murti Dt 25-2-1911

Submit that She is entitled to the full proprietary rights of the Yalamdur Jaghir & claims her right to Succeed to the said Jaghir ———

12. To Messrs Narasinga Rao Pantulu, C. Raja Rao Sahib, Y.V. Krishna Murti and Lady Krishna Murti.
No J 2615-12 Dt 9.3.12.

Informs that they may appear before the Dewan in Camp either in person or by a duly authorised agent at 1 P.M. on Friday the 22nd inst when the matter of the Succession to the Yalamdur Jaghir will be considered —

13. From Mr Narasinga Rao Pantulu Jaghirdar
No Dated 10-3-1912

Forwards Rs 57. and prays that Copies of all the ~~notification~~ representations made to the Govt

in the matter of the Succession to the Yalandur Jaghir other than the one from Mr C. Raja Rao Sahib dated 16/2/12 and that from the Lady Krishna Murti Dy 24/2/12 may be granted to him —.

14. From Diwan Bahadur Mr L.A. Govinda Raghava Aiyar, High Court Vakil Madras

No 7(B) Dy 15-3-1918.

States that he has been engaged by Lady Krishna Murti to appear for her in the enquiry in regard to the Succession to Yalandur Jaghir, and requests that a copy of all the papers and correspondence showing the history of the Yalandur Jaghir Regn I of 1885, as the copy which the late Jaghirdar has is kept in a box under the joint lock & key of Lady Krishna Murti & Mr Narasinga Rao Purmuja & as the latter refuses to open the box —

G.R.S. 11] 1911-12

GENERAL AND REVENUE SECRETARIAT.

(Legis)

NOTES.

File No. 24-11

FILE HEADING.

Succession to the Yelandur Jaghir

From

Narasinga Rao Purnaiya Esqr, Bangalore

No. Dated 14/12/11 Received 15/12/11

Diary No.	Enclos.	Spare Copies. —	Serial No.
J-15-89			1

BRIEF ABSTRACT OF LETTER.

Applies for being declared the Jaghirdar of Yelandur consequent on the demise of Sir P. N. Krishnamurthy, late Jaghirdar.

NOTES AND ORDERS.

Ld with a Copy of the Yelandur Jaghir Regulation, I of 1886. Mr Narasinga Rao Purnaiya being the eldest male person in the 1st branch of the family of the late Devan Purnaiya, as laid down

NOTES—First Sheet.

GPB—30,000—12-3-11

Serial No.

in Schedule B to the said Regulation is under the first clause of the 2nd Proviso to clause 4 of section 2 of the Regulation entitled to be called "the Jaghirdar of Yelandur". The late Dewan Sir T. N. Krishnamachi was declared to be such in subsection (3) of section 2. But subsection (4) having laid down the mode of future succession to the said Jaghir, it is not known if any such declaration is required to be made by Govt now. Under subsection (2) of section 5, the Govt have to pass its decision when a claim to the Jaghir has been preferred and enquiries made by them. But this seems to contemplate disputed claims submitted for orders

16/12/11 (RS) 2) Submitted to Secy

16/12/11 S. Hiranyamayya

To Secy. 16/12/11

1) Secy 3) The claim may be admitted & a declaration made — But perhaps before

* Not necessarily the words are quite formal. SH

NOTE—Contn. sheet.

Serial No.

making the declaration it would be proper to notify the claim and call upon people concerned ~~if any~~ to show cause if any why the ~~the~~ declaration should not be made.

CSB
21/12/11

Dewan

Decln 21.12.11
1447 3

4)
The accompanying draft DO. may be issued to Mr Narasinga Rao Punnaiya.

5) 2. Please ask the Govt Advocate for his opinion, and for the draft of a notification

Fair copy signed by the Secy is put up.
TM

6)
(1) Issue DO signed by me
(2) 7) Please consult Govt Advocate

27/12/11

Recd 27/12/11

TM
27.12.11.

2 To Mr. Narasinga Rao Punniah DO no. T1937 dt 2.1.12.

Enquires whether the late Sir P. N. Krishna Murti has taken a son in adoption or left a will directing any adoption and what Legislation

NOTE—Contn. sheet.

G. R. S. 12]
General and Revenue Secretariat.

Legis File No. 24 of 19 11-12

Serial No.	
	Murti's attitude in the matter is to calls for a statement showing the name, age and relationship of all the members of the 1st branch of Devan Purnayya's family.
4	Forwarded No — dated 3/1/12 from Narasinga Rao Purnaiya Esq. Purnaprasada, Bangalore city furnishes the information called for above.
	Submitted May the Govt. Advocate be consulted unofficially now. (S.S.) SN(II) 3/1/12
	Forwarded to the Govt Advocate in Mysore for favour of opinion. The file may kindly be regarded as urgent and Confidential.
	B.O.
	Secretary Asst.
	3/1/12

NOTE—Contn. sheet.

GPB—50,000—12-8-10

Serial No.

C. 2
D/ 9-1-1912.

III Asst. 9.1.12

10) Assuming that the facts as stated by Mr. Narasingaram Pantulu are correct viz

(1) that he is the eldest male member alive of the 1st Branch & (2) that Sir P. N. Krishnamurthi has not taken any step in adoption,

the Succession to the Jaghir devolves on Mr. Narasingaram Pantulu by virtue of Sec 2 Subsec (4) of Regulation I of 1885. No declaration by govt that he is the Jahgirdar seems necessary in the absence of any disputed claim to the Jahgir As, however, an application for such declaration has been made to Govt it seems desirable to give notice of the application, as in the draft annexed, before passing orders

11) Notification

Whereas Sir P. N. Krishnamurti K.C.I.E. Jahgirdar of Gollandur, departed this life on the 10th Dec. 1911, and Whereas Mr. Narasingaram

NOTE—Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]

General and Revenue Secretariat.

Legs File No. 14 of 1911-12

Serial No.

Kumara has applied to Govt. to be declared as the Jahgirdar of Yelandur in Succession to Sri P.N. Krishnamurti, deceased, under the provisions of the Yelandur Jahgir Regulation I of 1885. Notice is hereby given that the said application will be taken into Consideration on or after 2nd Feby 1912 - Any representation from persons interested in the matter of Succession to the said Jahgir made before that date in writing, to the Secretary to Govt. Jen: & Rev: Depts will also be Considered by Govt.

F. 4 Jan 1912. S. Narasimhaswamy Jer
Govt. accr

12/

Subd. What the attitude of Lady Krishnamurthi is in the matter of the Succession to the jaghir is not stated. Information on other points called for in Govt. letter no: J 1937 of the 2nd January 12 has been furnished.

SN (III)

Serial 2

NOTE—Contn. sheet.

To Calcutta
11.1.12.

10/1/12

GPB—50,000—12-8-10

11/1/12

Lee

Serial No.

Dewan

Cuttack 16.1.12
14 S.O.6

CBB
16/1/12

13) The Notification proposed by the Govt Agent should appear in the next + 2 subsequent issues of the Gazette — Steamer entered Telegraphed at the date — Orders of the Govt in Council thereon — Steamer 18 Jan 12 Circulate Manual also

Submitted to Secy with a draft Notfn

TM-30
18/1/12 Secy V

14) Please circulate Secs minute

CBB
19/1/12

Reed 22/1/12

This should have been a Memorandum & circulate & Connect — The idea was that the Councillors might be prepared with the subject on the 26th Inst.

Subd to 1st and 2nd Councillors.

HM
22.1.12

15) I should like this matter to be considered in Council. As the Dewan is returning soon, this is not likely to cause much delay.

22/1/12

NOTE — Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

Mysore File No. 14 of 1911-12

Serial No.

16) The necessity for issuing a notification of the kind proposed needs further consideration and maybe considered in Council

23/1/12

Keep & submit to Secretary immediately on his return.

~~Sd/- to D~~

23.1.12

Sd
23/1/12

17) As personally ordered by the Dewan today the notn should issue at once (today) & the fact intimated to Dewan

Sd/-
29/1/12

4 To The Compiler, Mysore Gazette,

No. J 2142 - Legs 24-11-4 d: 29-1-12.

Notifies that the application of Mr. Narasinga rao Punnaiya for being declared as Jaghirdar of Yelandur in succession to Sri P.N. Krishnamurthi, deceased, under the provisions of the Yelandur Jaghir Regn, will be considered on & after 26th Febg 1912 and that any representations from persons interested in the

NOTE—Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

Legs File No. 24 of 19 11-12-

Serial No.

matter of the succession to the jaghir ~~in writing~~ made before that date will also be considered.

Secy
SD

30/11/12

Mr Sesma has been informed already. Subd to Dewan. The notification issued on the 29th inst.

SD
3/12/12

5 From Mr C. Rajarao Saheb, dated 6-2-12. (J 2015).

Prays for the grant of a copy of the application made by Mr Narasingara Punnaiya to be declared as Jaghirdar of Yelandur in succession to the late Sri P. N. Krishnamurthi and adds that the copy is req^d for subg the claims of his minor ~~to~~ son to the jaghir.

Subd. Copy may be granted vide Govt. Order No. 4082/Pet 864 dated the 12th October 1893. (clause 1)

SN (III)
7/2/12

There seems to be no objection to granting a copy of Mr N. Rama Punnaiya

Haigh

NOTE—Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

Legs File No. 24 of 1911

Serial No.

application dated the 14th Decr 1911.

(Intd) S. H.

7-2-12

Asst Secy.

Secy)

Subd to Dewan

20) Copying fees &c will be recovered as usual.

14945/8.2 21) 7/2 8 Febr 12

CB 7/2/12

SK 7/2/12

111 for receipt early

CB 9/2/12

SK 9/2

Mr Rajaravo saheb has been written to to deposit Copying fees &c.

SN

6. From Mr. Narasingarao Pantulu dt 7-2-11

Requests that he may be furnished with copies of representations if any received under 2nd para of first Notice of 29th Jan 1912 either prior to or subsequent to the issue of the above notice and forwards an amt of Rupees five ~~for the~~ as an advance deposit for Copying fees &c

22) Subd for orders. No representations have been received till now except a communication from Mr. Rajaravo saheb that he will submit the claims of his minor son

NOTE—Contn. sheet

SN(11) 10/2/12

GPB—50,000—12-8-10

Serial No.

23) We may wait for some time and then furnish a copy of representation that may be received. There is time till the 26th Feb'

18/1/12

Sec'y 24) Yes. No representation has yet been rec'd, I suppose. The last communication from Mr Narasimha Sahib was only an appln for copy.

18/1/12

Memo No 2324 dated 27 January 1912 (rec'd 14. 2. 12) from the Private Secretary to His Highness the Maharaja.

Forwards for submission of papers with opinion a memorial addressed to H.H. by Lady Krishna Murti (Kaveri Bayee) in regard to the succession to the Jaghir &c.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

Legis File No. 24 of 1911

12

Serial No.

1. From C. Rajarao Saheb, d: 16.2.12.

States with reference to Govt notification No. J2162-Legis 24:11-4 d: 29.1.12 that his elder son, Ragunathasami, elder of the two minor grandsons by Padma Boye the only daughter of the late Sri P. V. Krishna Murti is entitled to succeed to the jaghir of Yelandur and prays that he may be declared as jaghirdar of Yelandur.

2) Subd for orders. The file is with the Dewan. May a copy of the petition be granted to Mr Narasinga rao Punnaya who has applied for the same & has deposited necessary fees?

SN (11) 20/2/12

2b) Copy may perhaps be given.

SA 20/2/12

Mr Narasinga Rao Punnaya has deposited Rs 2-0-0 vide receipt No. 1 dated 20/2/12. Copies have been sent herewith. 21/2/12

Copies being made

Lei) 20/2/12

3) May this subd to Dewan for information

SN 22/2/12

SA

Shown to Dewan 22/2/12

NOTE—Contn. sheet.

GPB—50,00 i—12-8-10

G. R. S. 12]
General and Revenue
Secretariat.

Legs. File No. 24 of 1911

15

Serial No.	
9	From Mr. Y. V. Krishnamurthi, B.A. G 2186 & 22-2-12 Submits for favourable consideration of Govt. his claims for an increase of annuity payable to him to under section 3 of the Yelandur Jahgir Regulation I of 1882 VK) Submd for order information - may a copy of this be given to Mr. Narasinga Rao Pumaiya as already desired by him SW(11) 24-2-12 VK) Mr Narasinga Rao Pumaiya asks for copies of representations that may be made under the notification issued by us - that is having reference to the claim to the jahagir itself. Mr Y. V. K. Murthi's application refers to the annuity which he now enjoys. Such claims must, under Sec 5 (3) of the Regn be made in the first instance to the jahagirdar himself for the time being. It does not seem therefore necessary to give a copy of this petition to Mr N. Rao Pumaiyya unless he asks for it. 30) An Endt may perhaps be issued to Mr Y. V. K. drawing his attention to the provisions of Sec 5 (3) of the Regn Sec') 24/2/12

NOTE—Contn. sheet.

GPB—50,00 › - 12-8-10

G. R. S. 12]
General and Revenue Secretariat.

Legis File No. 24 of 1911

14

Serial No.

Dewan

CSB
24/2/12
SA
24/2/12

10 From Mr Rajarao Saheb - dt 23-2-11
Forwards an explanatory memo dealing with the legal aspect of the question of declaring the title to the Yelandur jaghir.

11 From Lady Krishnamurti dt 25.2.11
Submits that she is entitled to the full proprietary rights of the Yelandur jaghir & claims her right to succeed to the said jaghir.

31) May copies of the explanatory memo and Lady Krishnamurti's letter be given to Mr Varadaraja Rao Avargal?
I think they may be given
MD 26/2
SA
26/2/12

32) Yes) Copy of Explanatory memo need not be given
Copy of Lady K's letter may be given
Take the opy & let me have file again very soon
CSB
6/3/12

Copies granted SA 6/3/12

NOTE—Contn. sheet.

GPB—50,000—12-8-10

Serial No.

File resubd

SW 8/3/12
33) Please put up a draft notice calling on all the four persons who have put in appeals (viz Nanasinga Rao Sunaiza, Lady Krishnammah Raja Rao Sahib & G.V. Krishnamurthy) to appear before the Dewan in Council in person or by duly authorised pleader on at 1 PM on Friday the 22nd Inst.

CSJ 8/3/12

Attested SA 8/3/12

34) Submitted
Legs MS(25) SW 8/3/12

SA 8/3/12

Seen)
35) Draft may be appd.

CSJ 8/3/12

Dewan)
Dft approved by the Dewan
Issue

36 + CSJ 9/3/12

SA 9/3/12

*This was arrived at the appeals as the proceedings

NOTE—Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]

General and Revenue Secretariat.

Leg File No. 24 of 191 -

Serial No.	
12	To Messrs Narasingarao Punnaiya, C. Raja Rao Sahib, Y.V. Krishnamurthi and Lady Krishnamurthi, No. J 2615-18 d - 9-3-12. Informs that they may appear ~~either~~ before the Dewan in Council either in person or by a duly authorised agent at 1 p.m., on Friday the 22nd Instant, when the matter of succession to the Yelandur jaghir will be considered.
13	Letter dated 10th March 1912 From Mr Narasinga Rao Punnaiya, Dumka Forwards Rs5/- and prays that copies made to Govt of all the representations in the matter of the succession to the Yelandur Jahgir ~~received by Govt~~ other than the one from Mr C. Raja Rao Sahib dated 16/2/12 and that from the Lady Krishnamurthi dated 24/2/12 may be granted to him. Submitted, the only other representations made to Govt till now are (1) from the Explanatory Memo from Mr C. Raja Rao Sahib dated 23/2/12 & 12) Petition from Mr Y.V. Krishnamurthy & 22/2/12 for enhancement of his annuity, and as regards the first the Secretary has

NOTE—Contra. sheet.

GPB—20,000—20-1-12

G. R. S. 12]

General and Revenue Secretariat.

Legn. File No. 24 of 1911-12

Serial No.

ordered (Para 32, Page 14 of the notes) that copy of the explanatory memo need not be given. Regarding the 2nd as it is only for enhancement of annuity and not a claim to be declared as ~~galgi~~dar, ~~it may not be~~ a copy of it may not be necessary to Mr Narasinga Rao for defending his claim

(58) SN(4)
11/3/12 11/3/12

Where there will be no harm in giving the a copy of Mr Y. B. K. Murti's application also.

Office - this file has to be circulated to Councillors also before the date of hearing

SB
12/3/12

Let) Yes.
CBS
12/3/12

SB
12/3/12

Wing may send a copy of this Petition for necessary instructions

SB
12/3/12

Copy sent on 16/3/12

please send copy of the petition also for necessary instructions

Petitioner

Resubd. for orders as to whether this file may be circulated to Councillors.

SN II
15/3/12

Yes SB
15/3/12

NOTE—Contn. sheet.

GPB—20,000—20-1-12

G. R. S. 12]

General and Revenue Secretariat.

Leg File No. 24 of 1911

Serial No.	
	Subd by 1st Councillor :- SW 15/3/12
	Seen :- 15/3/12
	the 2nd Cr is absent from Station 15/3/12
	SH 16/3/12
14.	From Dewan Bahadur Mr L. A. Govindaraghava Aiyar, High Court Vakil, Madras No. 7 (B) dated 15th March 1912. States that he has been engaged by Lady Krishnamurthi to appear for her in the inquiry in regard to the succession to Yelandur Jaghir, and requests that a copy of all the papers and correspondence showing the history of the Yelandur Jaghir Regulation I of 1885, as the copy which the late Jaghirdar had is kept in a box under the joint lock and key of Lady Krishnamurthi & Mr Narasingarao Punnaiya & as the latter refuses to open the box.
	Subd. All the available papers connected

NOTE—Contn. sheet.

GPB—20,000—20-1-12

G. R. S. 12.]

19

General and Revenue Secretariat.

Leg File No. 24 of 1911

Serial No.	
	connected with the passing of the Yelan Dun Jahgir Regulation I of 1885 have been submitted to the Dewan -

SW(11)
18/3/12

NOTE—Contn. sheet.

GPB—20,000—20-1-12

Bangalore
31st March 12

My dear Sir,

In the Yelandur Case I suppose you will circulate the file to the Councillors and when they have recorded their minutes that you will send it to me early.

Yrs

His Highness would like to see this bill submitted to him, if possible, before he leaves Bangalore for Ootacamund.

Yours Sincerely,

T. Ananda Rao

T. S. Balasundaram Iyer Esq:
B.A.

Serial No.

The Case was heard by the Dewan & Councillors on the 22nd March & 31st March, the parties being represented as follows -

Mr Narasimha Rao Punnaya by Mr M. C. Rangaswamy & Mr T. Rangamma

Shanky Krishnamurti by Mr L. A. Govindaraghava Iyer

Mr Rajah Rao Saheb for minor Sir by Mr Jame Stuart on 22-3-12 & by Mr K. Srinivasaraga on 31-3-12.

A report of the arguments of the several lawyers — as taken by the official short hand writer — is put up. The report is in some places disconnected but it gives an idea of the main arguments used.

The Dewan desires to have the file with the minutes of the Councillors in time for submission to H.H. before he leaves for Ooty (6th inst.) [vide D.O. enclosed]

Subt to 1st C in the first instance

CSB
3/4/12

On the 22nd March it was decided on the agreement of the parties (Mr Narasimha Rao Punnaya & Lady Krishnamurti by their advocates) that certain papers in Punniahpande under joint custody should be inspected by the Secy & papers, if any, bearing on the claim before Govt taken possession of & produced before the Dewan & Council. I have replied separately that this inspection was not possible owing to objections raised by the people who had locked the boxes -

CSB

NOTE—Contn. sheet

G. R. S. 12.

General and Revenue Secretariat

File No. of 191

Serial No.

On the 14th of Dec. last, Mr. N. Purnaya presented a petition to Government, reporting that Sir P. N. Krishnamurti had died on the 10th, and requesting that the Government might declare him as the Jaligadar of Yelandur. It was noted in this petition that a declaration was not contemplated by the Regulation, but the Secretary recorded an opinion that a declaration might be made and suggested that a notification may be published inviting ~~for~~ objections. The petitioner was apprised of the intention to adopt this procedure by means of a d.o. letter from the Secretary and replied (letter d. 3 Jan 1912 para 5) "that there

NOTE—Contn. sheet.

GPB—20,000—20-1-12

G. R. S. 12]

General and Revenue Secretariat. | File No. | of 191

Serial No.

is no such provision under the Regulation, the claimants themselves, if any, being required to apply to Government." The Government Advocate who was unofficially consulted also thought that no declaration was necessary in the absence of a disputed claim to the jahgir, but as an application had been made, recommended that a notification might be issued. The Dewan directed (18 Jan) that the Notn should issue in three issues of the Gn Zelle and added "Circulate to Councillors also". When the file was placed before me on 22 Jan 1912, I entertained doubts about the Correctness of the procedure and our jurisdiction in the matter,

NOTE—Contn. sheet.

GPB—20,000—20-1-12

G. R. S. 12]

General and Revenue Secretariat. | File No. of 191

Serial No.

and suggested that the matter might be considered in Council. The late 1st Councillor recorded a similar opinion. Nevertheless the Notification was issued without any further consideration, the Diwan noting on 26 Feb that his orders had been misunderstood by the Secretary.

I am still of opinion that the procedure adopted was not correct. The Yelandur Jahgir Regulation does not require a recognition ~~by~~ or a declaration by Government to perfect the title of the Jahgirdar. ~~It~~ It only empowers Government to ~~sub~~ enquire into and pass a decision on any claim

NOTE—Contn. sheet.

GPB—20,000—20-1-12

Serial No.

to the Jahgir preferred ~~before~~
by any person. Now both
the petition and the explana
tory letter on it submitted by
Mr. Ramanya clearly show
that he meant to prefer
no claim in this sense. ~~The~~
~~proper meaning~~ His intention
was apparently to get a
recognition in the executive
department of Government
that he was the proper
jahgirdar, as there would
be many occasions in
which he would have to
Correspond with Govt in
virtue of the position
newly accrued to him
It would have been best
to have acknowledged ~~to~~
~~accept~~ the position or to
have told him that no

NOTE—Contn. sheet.

GPB—20,000—20-1-12

G. R. S. 12]

General and Revenue Secretariat. | File No. | of 191

Serial No.

recognition was necessary in this case. Such a determination would have ~~placed him~~ left him and others who disputed his rights in neither more nor less advantageous position, and would have left his opponents free to pursue any legal remedies open to them to vindicate their claims.

Perhaps it is best even now to regard this as an executive order to be issued by Government ~~without regard~~

The ~~Cl~~ request of the ~~A~~ Petitioner having been opposed by the opposite Parties it is now difficult to regard this as a mere executive department matter

NOTE—Contn. sheet.

GPB—20,000—20-1-12

Serial No.

It was agreed to proceed with the case at the hearing as if it were a question to be decided judicially according to the law strictly applying to the case.

A preliminary question arising in the case is whether the petition of claim should not be stamped as a plaint under S-3 of the Court fees Regn If the claim had been urged regularly by a person out of possession under S-5 of the Jahgir Regulation, I have little doubt that a stamp fee of 3000 Rs (the maximum amount leviable) would have to be paid. But the question which I mooted was not pursued: and taking into consideration the manner in which the proceedings were conducted, I consider it unnecessary to ask some one of the

Serial No.

parties to pay the Stamp fee. Without deciding the question whether the ~~to~~ decision of Govt is or is not to have the effect of res judicata in future proceedings, we may assume that it is an informal decision at present.

On the main questions raised, ~~I do not think that there need be much discussion~~ there is not much room for difference of opinion, notwithstanding the ingenious manner in which ~~Lady's Krishna~~ the Ld Advocates presented the Case. The Jahgir Regulation undoubtedly gives the Jahgirdar and the other persons to ~~be~~ whom annuities are given divided shares in the property as therein ~~be~~ prescribed, even though they may be undivided with respect to their other property.

NOTE—Contn. sheet.

GPB—50,000—12-8-10

C

G. R. S. 12]
General and Revenue Secretariat.

File No. of 19

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Serial No.

Succession to the Jahgir is said to be governed by the provisions of ordinary Hindu Law. Sir Krishna murti's interest as Jahgirdar was without doubt that of a separated (தனி) member of the family and if there are no exceptions created by the Regulation the Jahgir would ~~so~~ devolve on his widow as the next heir and after her on her daughter and daughter's sons successively. But ~~the last clause~~ a clause in S. 2 Sub-s. 4 introduces an exception that "So long as there are male descendants in the male line the eldest male person in any degree of descent ~~in the~~ of that line which shall be for the time being senior of all the collateral lines" shall have the jahgir vested in him.

NOTE—Contn. sheet.

GPB—50,000—12-8-10

Serial No.

The Hrible Mr. Govindaraghavayar Contended that this referred solely to Cases of Collateral succession, and the succession of Sons and others down to the daughtra were left untouched by it. The term 'Collateral' used in this place should accg to him have the same meaning (accgto Rules of interpretation) as it has elsewhere as e.g. in S. 2 of the same Section, where it occurs in the Phrase 'in the ascending descending or Collateral lines In this last place, there is no doubt that Collateral is used so as to be exclusive of one's own line. The ~~principle~~ Rule that terms should have the same meaning in the same enactment is subject to the Condition that the Context ~~of~~ does not

GPB—50,000—12-8-10

Serial No.

render a different meaning necessary. Now there can be no doubt from the Context that the word has a different meaning in ~~each of the~~ these different places. In the clause in dispute, the exception is based ~~not~~ on the existence of male descendants not in other lines ~~except~~ than that of the propositus, but in any male line of the branch to which the propositus belongs - including his own line. If this is the meaning, it is plain that, as the denotation of 'Collateral' should be exactly the same as that of 'any male line in the aforesaid branch', the line of the propositus should also be included in the Collateral lines. Collateral would thus mean 'co-ordinate' line a meaning which is neither unusual nor incorrect.

NOTE—Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

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Unless this wider meaning is attached to the term, the absurdity will follow that a son of Sir Krishnamurti may be superseded by his uncle or even his uncle's son who may be older than him.

If (as I think we must) we adopt this ~~Court~~ interpretation as correct, Lady Krishnamurti's claim for the jahgir itself at once falls to the ground.

The next question is concerned with the ~~mean~~ exact meaning of the words "Male line". If ~~male~~ the term means a line which begins with a male, whether there are or are not females intervening between the first person and the claimant, the 2nd opponent in this case (Sir Krishnamurti

GPB—50,000—12-8-10

Serial No.

daughter's son would be a male person in a line senior to that of the petitioner and would have a prior right to succeed as jahgirdar. But there is little doubt that the term should be taken to mean a line in which females do not intervene. This is made quite clear by the next clause, in which the male descendant of a female descendant are brought in after the female eldest legal heir. ~~If this~~ thus the daughter's son comes in after his mother and grandmother according to this clause, and this would be unmeaning if he can be brought under the prior clause as a male descendant of a male line

Serial No.

The claims of both Lady, Kr and of her daughters son are thus seen to be altogether untenable. The Pesh^{ca} U.R. Purnayya may be declared to be the Jahgirdar of Yelandur in succession to his uncle Sri P.N. Krishnamurti.

In her petition, ~~Srs~~ Lady Krishnamurti prays that her interest also may be ~~safeguarded and~~ ascertained and secured for her. As we have not proceeded away to strict law in enquiring into the claim for the Jahgir and ~~acknowledging~~ ~~his~~ declaring his status I think it would be equitable to give her a similar help.

NOTE—Contn. sheet.

GPB—50,000—12-8-10

Serial No.

Under S. 3 (Subs 2) the annuities payable under the Regn shall be subject to the rules & usages of Hindu Law of succession & partition. As I have already shown, the annuities are the separate property of the annuitants. Sir Kr. M's annuity was therefore (along with the net revenue of the Jahgir) his sole property and was not joint ~~property~~ to him and his ~~A~~ brother who was another annuitant. ~~This~~ This property would therefore legally descend to his widow and other heirs and not to his nephew.

S. 5 - ~~8~~ (3) which requires claims to an annuity to be decided in the first instance by the Jahgirdar Court refers to cases in which

NOTE—Contn. sheet

Serial No.

he himself would be a party; for it is a fundamental rule of law that no man (at any rate a private man) can be both judge and party in the same case. I would therefore make a declaration on this matter also in the order of Govt to be issued.

Lastly I would recommend that a separate admonition be sent in the name of H.H. the Maharaja (demi officially) that Govt expect that as Head of the family, the Managers would adjust the claims of other members with equity & generosity and as early as possible so as to prevent the necessity of

Serial No.

further litigation in Courts
or before Govt.

4/4/12

1st paragraph of proviso 2
(omit see 4) see 2 of the Hyderabad
Khaqshi Regn. clearly defines
the first claimants to succession
to the Khaqshi - from whom it
extends to those more remote
beginning from an elder
male member of the deceased
branch ~~recently~~ recently extinct
by an intervening female
& an elder female who is
succeeded with a right to
succeed under proviso 3 of
the same sec.

GPB—50,000—12-8-10

G. R. S. 12]

General and Revenue Secretariat. | File No. of 191

Serial No.

Para 1 (of note see 4) sec 2 simply lays down the usual principles of ~~succession~~ succession wh. shd be followed under the usage of the Hindoo Law. This comes into consideration only when no one of the descendants under the exceptions to this sec exists. There is hardly any line of argument for this plaintiff in the presence of a claimant living who comes under the 1st exception viz a male descendant in the male line wh. I understand

NOTE—Contn. sheet.

GPB—20,000—20-1-12

G. R. S. 12]

General and Revenue Secretariat. | File No. | of 191

Serial No.

Dewan a male who claim
the Jahagirs without
female coming in between
himself & the preceding
Jahagirdar such an
one in this case is Mr.
Narasinga Row Pantulu,
~~the~~ elder nephew of the
late Sir P. Krishnamachari

next point for con-
sideration in my view is
the right with the Lady Krishna
-murthi has in the Jahagir
She has none so far as the
succession to the Jahagir
is concerned. She has however
an independent claim to a

NOTE—Contra. sheet.

G. R. S. 12]

General and Revenue Secretariat. | File No. | of 191

Serial No.

sum of Rs 6000 out of the
Revenues of the Jahagirs
under sec 3 (1). This shall
provision in the distribution
of the residue to the holder
of the Jahagirs himself
indicates that this sum
shd be considered as a
personal estate of the
Jahagirdar the intention
of the legislature appears to
be to make provision
for a widow or a daughter
of a deceased Jahagirdar
in case of his leaving behind
no son of his own as descendant

NOTE—Contn. sheet.

GPB—20,000—20-1-12

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G. R. S. 12]

General and Revenue Secretariat. | File No. | of 191

Serial No.

as has happened in the
case under consideration.
I am this of opinion that
Lady Krishnamma is
entitled to Rs 6000 per annum
out of the revenues of
the Jahagirs. Her daughter
and her grandchildren
can claim the same
~~thereof~~ after her.

I thus agree
with my learned colleague
the Advocate General

5/4/12

Dewan

5/4/12

NOTE—Contn. sheet.

GPB—20,000—20-1-12

~~GOVERNMENT OF INDIA~~ L 1

DEWAN'S NOTE.

C

In applying Regulation I of 1885 it will be necessary frequently to refer to the several paragraphs of sub-section (4) of section 2 of the said Regulation. As they are not numbered, they may be lettered as follows for convenience of reference. This suggestion was made and adopted at the hearing of the case:-

Paragraph beginning with the words "The succession to the said Jahagir shall, except" ~~&c~~. . . . be lettered (a).

-do- "The succession to the said Jahagir shall devolve" &c... (b).

-do- "Provided that the lienal" &c. (c).

-do- "Provided further that" &c.. (d)

-do- "Firstly so long as" &c..... (e)

-do- "Secondly on the failure of" &c.... (f

-do- "Provided further that" &c.. (g

2. The circumstances attending the case as i presents itself to Government simplify the case ver much, and divest it of doubts and difficulties whic might otherwise arise in the application of the Re lation to a question of Yelandur Jahagir successi

3. The case is of the devolution of the Ja

Jahagir the first after the death of Sir P.N.Krishna Murti first Jahagirdar declared under the Regulation (Section 2 [3]). Sir P.N. Krishna Murti has left no son begotten or adopted. His brother Mr. P.N. Purnaiya the head of the only male line in Branch 1 collateral to that of Sir P.N. Krishna Murti predeceased Sir P.N. Krishna Murti. There is thus no conflict between a son in Sir P.N.Krishna Murti's line and a son of higher or lower age in Mr. P.N. Purnaiya's line. The question for decision is confined to the first of the five Branches mentioned in Schedule B of the Regulation, so that no members of the Dewan Purnaiya's family in the other four Branches enumerated in Schedule B of the Regulation come in for consideration.

4. The contentions lie between -

(1) Sir P.N. Krishna Murti's widow, Lady Krishna Murti,

(2) Sir P.N. Krishna Murti's grandson Mr. Raghunathaswamy, i.e. son of his daughter Sow. Padma Bai,

and (3) Mr. P.N. Purnaiya's eldest son Mr. Narasinga Rao Purnaiya.

5. On behalf of Lady Krishna Murti it is contended that under the rules and usages of the Hindu Law of Inheritance which are prescribed for guidance in clause (b) of section 2(4), she is the direct legal heir in the absence of a son or son's son, and it is argued that the

the direct legal heirs should be exhausted before clauses d, e, f, of section 2(4) can come into play. This argument is contrary to the entire scheme of the Regulation and to the plain meaning of the language of the Regulation Lady Krishna Murti is indeed a legal heir under the Hindu Law, and would succeed if the Hindu Law stood by itself, but it is "otherwise provided" in clause (e) of section 2(4), under which male lineal descendants are given preference over all legal heirs including female legal heirs. Under this last mentioned provision Mr. Narasinga Rao Purnaiya as the eldest son of the late Mr. P.N. Purnaiya and thereby a male lienal descendant in the first Branch debars Lady Krishna Murti as well as all other legal heirs; and debars also the female lineal descendant of Sir P.N. Krishna Murti.

6. It is argued on behalf of Mr. Ragunathasamy that Sir P.N. Krishna Murti's line is a male line in the first Branch, that Raghunathasamy is the eldest male lineal descendant of Sir P.N. Krishna Murti's line, and is therefore entitled to succeed under clause 2(4) e in preference to Lady Krishna Murti who is not a lineal descendant, and in preference to Mr. Narasinga Rao Purnaiya who though a male lineal descendant in the male line headed by the late Mr. P.N. Purnaiya in the first Branch is such descend

ant

H-17

descendant in a line junior to Sir P.N. Krishna Murti's line.

7. Another argument in support of both Lady Krishna Murti's and Mr. Raghunathasamy's cases, and adverse to Mr. Narasinga Rao Purnaiya, is that the words "collateral lines" in clause 2(4) e mean coordinate lines, and include Sir P.N Krishna Murti's line, even as the same words in section 2 (2) include all the lines which converge to the great Dewan Purnaiya through the heads of the five Branches Scheduled in the Regulation.

8. A pronouncement on these points may be important as having a bearing upon the success or failure of the claims of a son of Sir P.N. Krishna Murti by blood or adoption in competition with Mr. P.N. Purnaiya or with a son of Mr. P.N. Purnaiya. But as such a son does not exist, and there is no such competition as that just mentioned, it seems unnecessary to grapple with the argument as above advanced. For the purposes of this case, it is sufficient that Raghunathasamy can claim descent from Sir P.N. Krishna Murti only through a female progenitor, and that Mr. Narasinga Rao is a direct lineal descendant in the first Branch without the intervention of a female. Thus as between the two lineal descendants in the first Branch competing in this case, Mr. Narasinga Rao's claim seems to be the superior and entitled to prevail in view

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view of the provisions of clause e in section 2(4).

9. It has been suggested that Government need not have taken up this case at all, and it has been asked whether this case can be regarded as a claim preferred under clause (2) of section 5 of the Regulation, and whether in that event Court fees are not payable under section 3, of the Court Fees Regulation. The reply is that as there is no procedure prescribed in the Regulation, it is open to Government to adopt what seems best and most expedient in the administrative interests of the Jahagir itself and in justice to rival parties. In the present instance, the initiative was taken, 4 days after Sir P.N. Krishna Murti's death, by Mr. Narasinga Rao Purnaiya himself by his asking (very properly in my opinion) for being declared the Jahagirdar of Yelandur in succession to Sir P.N.Krishna Murti. A Notification was issued for the information of all concerned fixing a date after which the application would be taken into consideration. The Notification went on to say "Any representation from persons interested in the matter "of succession to the said Jahagir made before that date "in writing to Secretary to Government, General and Revenue "Departments, will also be considered by Government". It seems to me that we are inquiring into the matter as a miscellaneous case and summarily. This is especially so as

D
Linked file below.

J. -do-

as with the consent of all the parties in the case we endeavoured to secure the evidence of certain private documents, but have not thought proper to enforce their production in view of certain difficulties raised by members of the family. As the jurisdiction of Civil Courts has been taken away in the case and as the administrative interests of the Jahagir require that a Jahagirdar should be in speedy possession, it behoves Government to lay down that on the death of a Jahagirdar of Yelandur it shall be competent to Government to hold a summary inquiry into the circumstances of the case and issue a provisional declaration as to who shall be successor to the Jahagir until other claims are advanced under clause 2, section 5, and adjudicated upon with all formalities and the provisional Jahagirdar is dispossessed in due course of law. In this way we shall have a Jahagirdar to administer the estate in quick succession to the last holder and without the interference of rival claimants or pretenders, while in the adjudication of claims Government can have the advantage o parties being arranged as Plaintiffs and Defendants.

10. In the present case Mr. Narasinga Rao Purnaiya may be declared to be the present Jahagirdar of Yelandur till ousted in due course of law.

11. It will

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Pages 21 to 40 of Office Notes

11. It will be observed from the minutes of the First and the Second Councillors (which I have seen since mine was written) that we have all reached the same conclusion with some variation in the reasoning.

12. The Diary of the case with which the First Councillor's note is prefaced will be complete in form and purpose if the following facts were also mentioned in it. When on the 26th February (the date announced in the citation published in the Gazette), we met in Council to consider the case, we made no headway, and it was found desirable to hear the case argued from the various standpoints of the parties interested. The 22nd of March was fixed for hearing the parties by themselves or their representatives. On this day and after Counsel for Mr. Narasinga Rao Purnaiya argued his case, progress was arrested by Counsel for Lady Krishna Murti and Counsel for Mr. Raghunathasamy applying for the discovery of documents bearing on the case put in private custody. This application had to be granted, because Counsel for all the parties were in agreement. But (as will appear from the Report of Mr. C.S. Balasundaram Iyer who was deputed for the purpose with the consent of all the parties), the documents could not be got at owing to difficulties raised by one or other of those under whose seals they were. The

Papers flagged - K in file below

The case was then proceeded with without these documents and the discussions were held and closed on the 31st March The gist of all this is that even for an executive order of the kind contemplated, there was need to consider all presentable aspects of the case.

13. I have confined myself to the subject of succession to the Jahagir. I say nothing about annuities whether to Lady Krishna Murti as representative of the late Jahagirdar who has made no application on the subject, or to Mr. Y.V. Krishna Murti of the second of the scheduled Branches, who has applied for an increase to his annuity. Questions of annuity have to be considered first by the Jahagirdar for the time being, under section 5(3) of the Regulation, and may be coming up later on in appeal before the Government.

Recd 14 Sept

Go No 64 dated 7.8.12

Note The entire D.O. correspondence on both the subjects are put up with this.

The Palace, Bangalore

10th August 1912.

My dear Sir,

I am directed to return the accompanying files and to convey His Highness approval to the two draft orders relating to the Yelandur Jaghir and Sir P.N.KrishnaMurti's pension, enclosed in your D.O.letters Nos 693 and 694 of the 7th Instant.

Yours sincerely,

T.Ananda Rao, Esq.,C.I.E.,
Dewan of Mysore,
Bangalore.

List of files accompanying:-

1. Legislative File 24-11, relating to the succession to the Jahagir.

2. File containing D.O. correspondence including the previous submission note and Lady Krishna Murti's representations.

3. Correspondence connected with the inspection of papers of the late Sir P.N. Krishna Murti.

4. Typed copies of the arguments of the Counsel on both sides.

5. Old correspondence relating to the passing of the Yelandur Jahagir Regulation I of 1885.

6. Dewan's Notes.

Peter,

All three keys
may open doors
in MS +
then posted

Thanks

Lee

18/8/12

14/8/12

DIARY No. 4589
1911-1912
SECTION: Legis
FILE No. 24-11
SERIAL No. 1

"Purnaprasada", Race Course Road,
Bangalore, 14th December 1911.

To

The Secretary to the Government of His Highness
the Maharaja of Mysore, Gen & Rev. Departments.

Sir,

Consequent upon the lamentable demise of my uncle Sir P.N. Krishna Murti, B.L., K.C.I.E., late Dewan of Mysore and Jāghirdar of Yelandur on Sunday the 10th instant at 11 P.M. at his residence "Purnaprasada", Bangalore, without male issue, the succession to the said Jaghir devolves by virtue of Section 2, sub-section 4, of Regulation No.I of 1885, the Yelandur Jaghir Regulation.. upon me, who is the eldest son of the late Mr.P.N.Purnaiya, the second in order of the persons named in the first branch, mentioned in Schedule B of the said Regulation. I therefore request that the Government of His Highness the Maharaja of Mysore may be graciously pleased to declare me as the Jaghirdar of Yelandur.

I have the honour to be,

Sir,

Your most obedient servant,

Narasinga Rau Purnaiya

Legis 24 of 1910-11
Serial 2

NoJ 1937 - Legis 24-11-2

Camp Delhi,
Baghpat
22d December
1911.
2. 1/12

My dear Sir,

I have re-
-ceived your letter
dated 14th December
1911 asking that
a declaration may
be issued to the
effect that you are
Jaghirdar of Yerlan-
-dur - It is doubt
-ful that a decla
-ration like this can
be made straight
off, without issuing
a preliminary No-
-tification so as to
afford an opportu-
-nity to any other
claimant to show
cause why it should
not be made: The
point is under "

consideration- mean-
-time, I am to
request that you
will be kind enough
to let me know
whether the late Sir
P. N. Krishna Murti,
has taken a son
in adoption or left
a will directing any
adoption and what
Lady Krishna Murtis'
attitude in the
matter is -

2. I am also
to request that a
statement signed by
you may be sent
to me, showing the
Name, Age & Relation-
-ship, of all the
members of the
first branch of
Dewan Purnayyas'
family as men-
-tioned in Schedule
B to the Tyrlander

Jagpir Regulation

Yours Sincerely

Secretary to Govt.
Genl & Revd Dpts

To
Rdell

Narasimha Rau Purnaiya Esq
'Purnaprasada'
Race Course Road
Bangalore

Purnaprasada.Race Course.

Bangalore.3rd January 1912.

DIARY No. 21697

To

The Secretary to the Government of His Highness the
Maharaja of Mysore,Gen and Rev Departments.

12/1-12
SECTION Legis
FILE No. 24-11
DIARY No. 3

Sir,

I beg to acknowledge with thanks your D.O. letter no.1937 -Legis24-11-02 dated 2nd January 1912 about the Yelandur jaghir and to state as follows:-

2. To begin with,I doubted whether a declaration of every successor to the Jaghir was indespensable as the Regulation of Yelandur Jaghir stood;but on reflection,I considered it wiser to leave the matter in the hands of the Government.

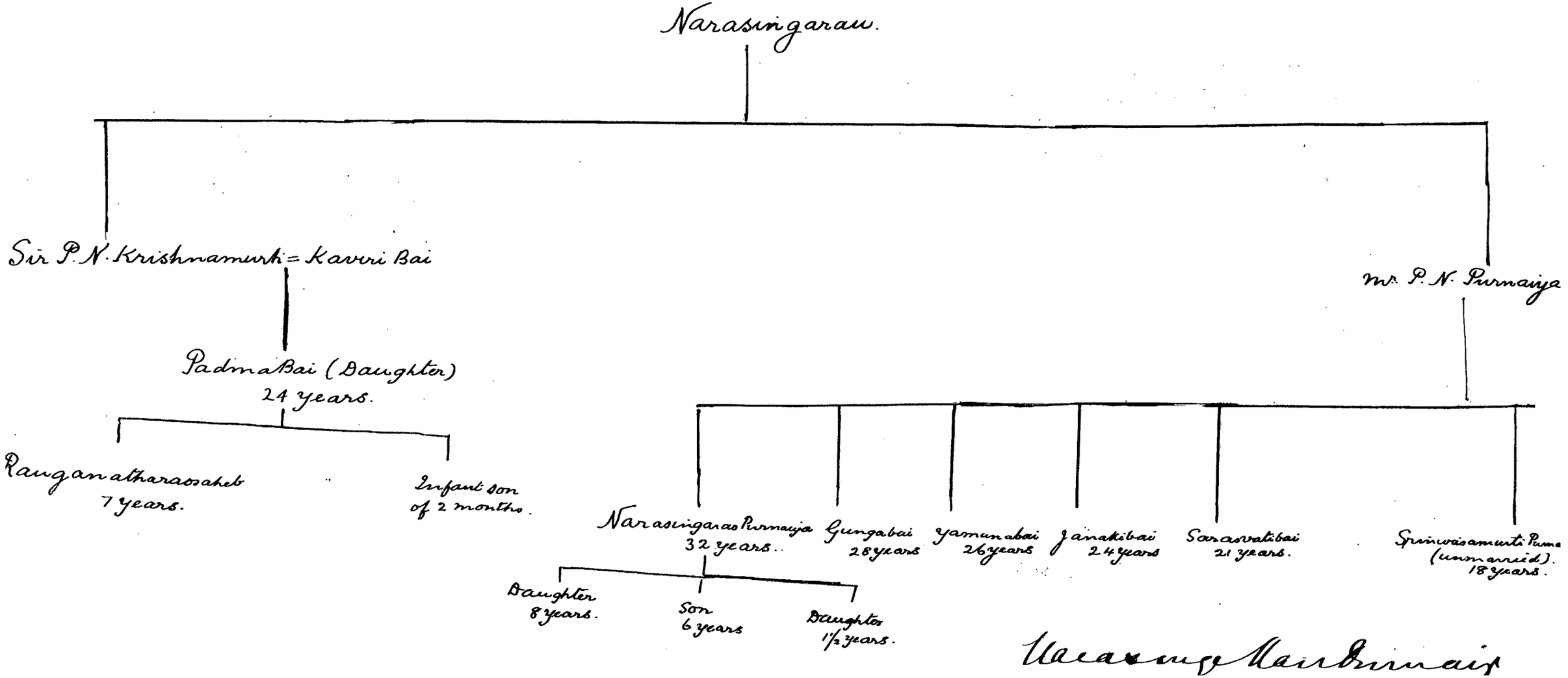
3. I herein enclose a statement signed by me,showing the name,age and relationship of all the members of the first branch of schedule B,to the Yelandur Jaghir Regulation.

4. Sir P. N. Krishnamurti has not taken any son in adoption,nor has he left any will authorizing it. But on the other hand he has,in a note left by him,distinctly prohibited adoption.

5. The statement of the relations clearly shows that I succeed to the Jaghir,and as you say in your letter that the question of issuing a preliminary notification,inviting claimants, is under consideration,I beg to take the liberty of pointing out that there is no such provision under the Regulation,the claimants themselves,if any,being required to apply to Government.

6. In conclusion,I pray that in the interests of the Jaghir

Branch I


Narasingarau.
Sir P. N. Krishnamurti = Kaveri Bai
Padma Bai (Daughter)
24 years.
Ranganatharaosaheb
7 years.
Infant son
of 2 months.
Mr. P. N. Purnaiya
Narasingarao Purnaiya
32 years.
Gungabai
28 years
Yamunabai
26 years
Janakibai
24 years
Saraswatibai
21 years.
Srinivasamurti Purna
(unmarried).
18 years.
Daughter
8 years.
Son
6 years
Daughter
1½ years.

G.R.S. 26]

File No. 24-11

Serial No. 4

Diary No. of letter replied to

No. J2142

General and Revenue Secretariat

( )

, *the* 19 .

To

Notfn

Whereas Sir P.N. Krishna Murti K.C.I.E, Jaghirdar of Yelandur, departed this life on the 10th Decr 1911, and whereas Mr Narasinga Rao Purnaiya has applied to Govt to be declared as the Jaghirdar of Yelandur in succession to Sir P.N. Krishna Murti deceased under the provisions of the Yelandur Jaghir Regulation I of 1883 notice is hereby given that

over.

Jr 415. Translated DCS 31/1/12

Date of issue 29.1.12

Signed by Mr C.S. Balasundaram Iyer

SUBJECT.

The said application will be taken into Consideration on or after ~~the~~ 26th July 1912.

Any representation from persons interested in the matter of the Succession to the said Jaghir made before that date, in writing, to the Secretary to Govt. Genl and Rev. Department will also be considered by Govt.

B.O.

CB

Offg Secy.

To

The Compiler Mysore Gazette

for publn in the next and two subsequent issues of the Gazette.

List of enclosures,

Copied by

Examined by

GPB—20,000—23-9-10

DIARY No. J 2015

Leg 24-4
5-20 5

TO -TO
DIARY No.

No. 22, Bewara Dass Lane,
Triplicane, 6th February 1912.

Rec'd by Resident on 7/2/12

7/2/12

To

The Secretary to Government,
General and Revenue Departments,
BANGALORE.

Sir,

With reference to the notification No.J. 2142--Legis 24--11-- , dated 29th January 1912, published on page 36 of Part I of the Mysore Gazette, dated the 1st instant, I beg to apply, on behalf of my minor son (the grandson of the late Sir P. N. Krishnamurti) for a copy of the application made by Mr. Narasinga Rao Purnaiya (to be declared as the Jaghirdar of Yelandur in succession to the deceased Sir P. N. Krishnamurti. The copy is required for submitting the claims of my minor son to the said Jaghir in pursuance of Regulation I of 1885.

I beg to remain,
Sir,
Your most obedient servant

C Raja Row Sahib

III Leg
8-2-12
gm

Purnaprasada, Race Course Road.

Bangalore 7th February 1912.

6

DIARY No. 2028

10 -2-12
SECTION Leg
FILE No. M - 11
CHECK No. 6

To

The Secretary to Government,

General and Revenue Departments, Bangalore.

Sir,

Adverting to Government notification no j2142/Legis 24-11-4 dated 29th January 1912 published on page 36 of Part I of the Mysore Gazette of the Ist instant, I beg that I may kindly be furnished with copies of representations if any under the second para of the said notification whether received prior or subsequent thereto.

I send herewith a sum of Rs5/- as advance towards the cost of the same.

I have the honour to be,

Sir,

Your most obedient servant,

Narasinga Narayan

not need
Receive
this is the
amt sent on 6-2-12
earlier yesterday
gm

Yes. The amt. has been rec'd
MP
8/2
10/2 III

No. 2324
1

OFFICE OF THE PRIVATE SECRETARY TO
H. H. THE MAHARAJA OF MYSORE.

DATED Mysore, 27-1 1912.

Petition No 630 dated 1st January 1912, from Lady Krishna Murthi, Purna Prasada, Bangalore, is forwarded, with compliments, to the Dewan of Mysore, Bangalore, for submission of papers in the case with opinion.

By Order,

I.C.S.,

Private Secretary.

OFFICE OF THE PRIVATE SECRETARY
630
24 JAN 12
TO H. H. THE MAHARAJA

PURNA PRASADA,
High-Ground, Bangalore City,
1st January, 1912.

To

His Highness Krishnaraja Wodayar Bahadur, G.C.S.I.
Maharaja of Mysore.

May it please Your Highness,

I regret that I was prevented by illness and the prostrating shock of my great bereavement from making an earlier intimation to Your Highness of the news of the d death on the 10th December last of my husband Sir P. N. Krishna Murti.

It is not for me in the circumstances in which I am now placed to recall to Your Highness' recollection the services that in various capacities my husband had been privileged to render to his country and to his King during a period of some forty years. Nor is it necessary for me to refer to the position he held among the noblemen of this State.

The immediate object of this my respectful communication to your Highness is to invoke Your Highness' gracious consideration to the following facts:—

The question of succession to the Jaghir of Yelandur in accordance with the provisions of the Yelandur Jaghir

Jaghir Regulation (No.V of 1885) has to be decided at an early opportunity, as that decision involves the determination of the status and position of myself and of the only daughter of my late husband. The Yellandur Jaghir Act - virtually amounts to a Deed of settlement of the status of each member of the family in relation to that estate. The character of undivided coparcenary in relation to that Estate does not therefore belong to my husband's family when the position of each of its members was expressly defined by that Act, as involving distinctly separate - - - interests. The provisions of that Act concerning succession do not exclude a female heir in the direct line, and obviously contemplate the exhaustion of the direct line, male or female, of the last holder before succession can fall upon a collateral line. Those provisions do not, also, create any disqualification in the wife of the last male-holder to be in possession and enjoyment of the Estate - during her life time. I am, I believe, entitled to have the Jaghir vested in me for life, its administration being conducted on my behalf by an agency acceptable to me and app proved of, by Your Highness, that agency being constituted with due regard to my position and interests, to the welfare of its inhabitants, and to its efficient management. As I am labouring under a longstanding illness, I am willing that it may be administered for me by Government direct.

The net Revenue, if any, of the estate after the cost of its administration and deduction of annuities charged thereon, from the time that it was vested in my late husband, existing in the shape of any immoveable or moveable property, either in or outside the State together with its accretions, becomes my personal estate to be at my absolute disposal. My claim to this is a matter for Your Highness' gracious consideration. I have at present no idea of their number, nature and place of existence.

I am much pained to have to bring to Your Highness' notice the development of a serious conflict of views in respect of the future of this Estate, between myself and those who represent the deceased brother of my late husband The Eldest son of the late Mr. Purnayya has, on the assumption of his claim to be the next Jaghirdar being open to no dispute, taken upon himself the task of disposing of some moveable property. He has also permitted himself to be guided by a few men not in any manner personally interested in this family. The interference of such men with the private affairs of this family is quite repugnant to my feelings. I therefore pray that Your Highness may be graciously pleased to depute an experienced man of approved character and of disinterested motives and respectable position, to examine all deeds, documents, papers,

papers, books of account, &c., belonging to my late husband and to his late brother with a view to arrange, classify and decide upon the disposal of such papers and to submit a report upon the existing condition of the various properties, securities &c., belonging to my late husband. I submit this paper for Your Highness gracious compliance as I am now helpless and broken in health and spirits. Until this arrangement is completed I pray that all moveable properties here, in Yelandur and Mysore may be safeguarded.

I was informed when my late husband was alive of the question of his pension being probably decided in his favour by Your Highness and of his anxious desire to dedicate whatever amount he might receive in that behalf to purposes of public utility. I consider it my most sacred duty to carry out my husband's intention in any manner that Your Highness may be pleased to approve. when I am put in possession of the arrears of my husband's pension.

I beg to remain,

Your Highness' most obedient, humble subject,

Lady Krishna Murti.

DIARY No. J2142

1911-1912
SECTION Legis
FILE No. 24-11
DIARY No. 9

TO

THE SECRETARY TO GOVERNMENT,

GENERAL AND REVENUE DEPARTMENTS,

MYSORE.

The Petition by the Guardian of RAGUNATHASAMI, *the Elder-grandson of the late* SIR P. N. KRISHNA MURTI, K.C.I.E., *Jaghirdar of Yelandur.*

RESPECTFULLY SHEWETH,

1. That the Petitioner is the guardian, of the elder of the two minor grandsons by Padma Boye, the only daughter of the late Sir P. N. Krishna Murti.

2. That the deceased was the Jaghirdar of Yelandur in respect of which Regulation I of 1885 was passed, as stated in its preamble, "to regulate the succession to, and define the mode of enjoyment of" the said Jagir without leaving any room for doubt as to the validity of the orders of Government in regard to the same Jagir. The above observation is tantamount to saying that the orders of Government passed or to be passed after 23rd May, 1885, ought to proceed on the lines chalked out in the said Regulation I of 1885.

3. That now the matter of declaring the Jaghirdar of Yelandur has come before Government, as will be evident from the Notification No. J. 2142—Legis. 24-11-4, dated 29th January, 1912, published on page 36, Part I of the Mysore Gazette, February 1st, 1912, such declaration ought to be consistent with the principles of succession enunciated in Section 2 of the aforesaid Regulation.

4. That the question of the present declaration in the 1st Branch refers solely to the right of the 1st Branch specified in Section 3 of the Regulation. In deciding the matter, the following salient points are suggested in Regulation I of 1885:—

(*a*) "This Jaghir of Yelandur * * shall be inalienable and impartible;"

(*b*) "The said Jaghir of Yelandur and the full proprietary rights therein shall vest in, and be held and enjoyed by, one person only at a time, and *to whom all other members of the family * * shall be subordinate;*

(*c*) "The succession to the said Jaghir shall * * be regulated by the rules and usages of the Hindu Law of Inheritance * *."

The above points incontrovertibly settle the issue that the deceased Sir P. N. Krishna Murti was the senior in the line, to whom Mr. Narasinga Rao Purnaiya, the present applicant, had already been declared by the Regulation to be subordinate. That the right of succession to the Yelandur Jaghir is regulated by the Mitakshara Law is undisputed, as it stands at the head of the works referred to as settling the law in the South and West of India. The guiding principle of this law of succession is not religious merit, but the nearness of relationship and does not take in the number and nature of the funeral offerings. As the Jaghir is impartible and is to vest in one person only at a time, and as the right to succession depends upon consanguinity alone, the surviving elder-grandson of the deceased becomes the legal heir to succeed to the Jaghir. This view is in accordance with the view of the Judicial Committee that in the case of an impartible estate, survivorship cannot exist, as being an incident of joint ownership. When the question of survivorship was not involved in the matter, the allegation that the late Jaghirdar had died without male issue is an unnecessary suggestion. The late Sir P. N. Krishna Murti was the senior and the present applicant's son is the senior heir to him to succeed to the Jaghir, as the first proviso to sub-section (4), Section 2 of the Regulation, which recites "to any degree of descent" constitutes him as the eldest legal heir in the male line. The claims of Mr. Narasinga Rao Purnaiya will be futile unless the right of succession depended upon survivorship, which will not apply in the present case. That this is the only view in which the succession to the Jaghir ought to be considered will follow from the fact that Regulation I of 1885 in sub-section (2) to Section 2 lays down that the nomination should follow "the rules and usages of the Hindu Law." As the Petitioner's elder son is the eldest surviving heir of the eldest branch of the family from whom the descent was to be traced, he is the only person entitled to be recognised as the Jaghirdar of the Yelandur, and Mr. Narasinga Rao Purnaiya is not entitled to such declaration.

5. That the Petitioner therefore prays that his elder son may duly be declared the Jaghirdar.

Madras.
16th *February, 1912.*

Raja Row Sahib

ADDISON PRESS, MADRAS.

III/RM/23.2.12

Secy

Yes

Yo.

DIARY No. 9286

TO	-10
SECTION	Revs
FILE No.	24-4
CHRIA No.	9.

9

C. S. Balasundaram Iyer Esq
B.A.
Secretary to the Govt of Mysore
General & Revenue departments

Sir,

With reference to the notice published in the Mysore Gazette of the 1st Instant inviting claimants' representations if any to the Yelandur Jahagir, I beg to take this opportunity and submit for favourable consideration of the Government of His Highness the Maharaja, my claims for an increase of annuity payable under section section 3 of the Yelandur Jahagir regulation No I of 1885.

Before stating the grounds for increased annuity, I beg to state that I not only do not in any way

way oppose the claim of Mr. Varsinga Roo Perniah to be recognized as the Jahagirdar of Vplaudur but as a member of the family interested in its settlement accord my humble and most hearty support to his nomination as such, as he is in every way qualified to maintain the dignity of the family and is lawfully entitled thereto, in preference to all other possible claimants. In order to make my position clear I shall state briefly the history of the family of Dewan Perniah anterior to the passing of the regulation no I of 1885.

The subjoined genealogical table will show at a glance, the relationship of the various branches of Dewan Perniah's descendants to each other and to the deceased Jahagirdar Sir R. V. Kristna Mooorthi. The Vplaudur Jahagir was granted by

by the late Maharaja Sree krishnaraj
wadayar Bahadur under a Sanad
to the late Dewan Purniah The
Sanad granted the Jahagir to
Dewan Purniah and his heirs in
perpetuity and succession to it
was to follow the ordinary rules
of Hindu Law. Accordingly after
the death of Dewan Purniah, his
five sons equally divided the
Jahagir into five shares, and
each took a few villages of the
Jahagir to his share and was in
possession and enjoyment of it
All of them except the 1st son
died issueless. The family of the
5th son became extinct and the
widows of 2nd, 3rd and 4th sons
made adoptions and enjoyed their
husband's shares. As the family
of the 5th son of Dewan Purniah
became extinct, his share ought
to

to have been rateably distributed amongst the other members. This was not done and the claims of the adopted sons to the Jahagir also were not recognized. While matters stood thus, the Pudukottai Jahagir Regulation no I of 1885 was passed.

This regulation applied the law of primogeniture to the succession and I make no complaint regarding it as it has tended to Conserve the property and has contributed to the maintenance of the dignity of the family.

Under section 3 of the said regulation, provision is made for the support of the subordinate members of the family. The principle underlying it as stated in the preamble to the said regulation is to make adequate provision for

for the maintenance of the dignit
of the head of the family of Diwa
Perumiah aids for the support of
the subordinate members there of
While the principle enunciated
is un-exceptionable, the workin
out of that principle in Section
is most inequitable, unfair to
the subordinate members and the
allotment of annuities is grossly
inadequate for their support
It makes distinctions between
subordinate members for no appare
reason and allots annuities to
the Jahagirdar for the time
being in addition to the large
surplus income of the Jahagir
placed at his disposal.

As I have not the actual
figures before me, I can only say
that if the principles of Hindu
Law had prevailed, I would have
been entitled to a very decent
share

share in the Jahagir. But by the application of the law of primo the subordinate members became entitled only to an adequate provision for maintenance. Under the Hindu Law the measure of maintenance awardable to female members is equal to the share to which their husbands would be entitled. Leaving one half of the large net income of the Jahagir at the disposal of the head of the family, the other half can be conveniently distributed among the subordinate members existing now.

In the distribution of Rs 23,000/- under section 3, the 5th branch which stands last in rank and precedence is awarded Rs 3600/- per annum. I belong to the family of the eldest son of Dewan Ramiah and stand in the 2nd branch according to regulation. The annuity awarded to me, is out of all proportion

to

to that awarded to the Subordinate members of the 1st branch, and I have been treated worse than a widow. I believe the fact of my adoption cannot be considered any disqualification as adoptions are expressly recognized by the Tjelandar Jahagir Regulation and as all branches II to V are represented by adopted sons and their descendants.

Since the passing of the regulation in 1885, Conditions have greatly altered. The revenue of the Jahagir has increased and the income is at present large enough to leave a substantial sum for annuities after making full provision for the maintenance of the dignity of the Jahagirdar for the time being. The cost of living has considerably increased by the rise in prices of foodstuffs the members in my family have

increased

increased and it is found difficult
to make both ends meet and to keep
up the dignity of the family as
well with a small income of Rs 10
a month. I further beg to Submit
for the consideration of the Govern
-ment whether it is necessary in
addition to the large surplus to the
Jahagirdar for the time being to
allot a separate annuity which
is exclusively intended for the
support of the Subordinate members
of the family.

I therefore most respectfully
submit that in making a redistribu
-tion of Rs 23000/- fixed 27 years
ago, when living was cheap and
the family small, the equality
of my claim with the Subordinate
members of the 1st branch may be
favourably considered and allot
such additional sum to me as the
Government considers reasonable

under

under Sec 3 of the regulation

I presume that in consequence of the death of Sir R.V. Krishnamoorthi it becomes necessary to make adequate provision for the maintenance of his family and to amend Section 3 of the regulation I of 1885 by a re distribution of the annuities payable under it. In that Connection I beg that the Government will deal with the claims of the subordinate members in a more liberal manner by making such an equitable redistribution as would secure to me such increased annuity as the Government may consider reasonable for the support of my family and the maintenance of the dignity there of.

For this act of Kindness I shall as in duty bound be ever grateful to You.

I beg to remain
Sir,
Your most obedient Servant.

G. V. Krishnama Murthi
2nd Branch
Dewan Peishkar's Fam.

Chitradroog
22nd February 1912

Dewan Purnia

Sons of 1st wife Aswatha Lakshamma

Sons of 2nd wife Satyabhamamma

Narsinga Rao

Sreenivaasa moorthi

Narsinga Rao

P.N. Kristna moorthi

Rs 6000/-

Padamma

P.N. Poorniah

Branch I

10000/-

Narasa Rao

Sreenivasa

Vittal moorthi married Rukmani Bayee Rs 3500/-

Branch II

Rs 1200/-

V.V. Kristna moorthi adopted by Rukmani Bayee

4 Sons & a daughter.

Kristna Rao

Rama Rao (adopted Son)

Branch V

Rs 3600/-

Narsamma

Sreeharamoorthi

Annaptharamappa married Bhagirtha Bayee 1/5th share about Rs 7000/-

Jaya narsinga Rao adopted by Bhagirtha Bayee

Branch III

Rs 1200/-

Kristna Rao (adopted Son)

Subba Rao married Venkamma 1/5 share about Rs 7000/-

Rama Rao adopted by Venkamma

Branch IV

Rs 1200/-

Daughters

Venkataramana moorthi married SeeAtha Bayee 1/5th share

Purniah (adopted Son)

Zamindar Yelandur Short-
Duplicate

28th February 1912.

DIARY No. J 2206.

10/11-10 M
SECTION: Legislation
FILE No. 24-11
SERIAL No. 10

III
24/2/RM

Secy/

To

The Secretary, Mysore Government,
General and Revenue Departments,
B A N G A L O R E.

Sir,

I submit herewith an explanatory memo dealing with the legal aspect of the question of declaring the title to the Yelandur Jaghir in more detail than in the petition dated 16th January 1912 of which this may be considered as its part and parcel.

Enclo:
one

I beg to remain,
Sir,
Your most obedient Servant,
Raja Rowsakil
Guardian of Ragunathasami
elder grandson of the late
Sir P. N. Krishnamurthi. K.C.I.E

Explanatory Memo. to the Petition, dated 16th February, 1912, submitted to the Secretary to the Government of Mysore, in the General and Revenue Departments.

Notification No. J. 2142, dated 29th January, 1912, invited persons interested in the matter of the succession to the Yelandur Jaghir to represent their claims to be declared the Jaghirdar in place of the deceased Sir P. N. Krishna Murti, the last incumbent.

2. By virtue of Regulation No. I of 1885, which restricts the Jaghirdar for the time being from alienating the Jaghir in any manner, even by a testamentary disposition (*vide* Section 2 (1)), power has been taken by the Government of Mysore to declare the Jaghirdar of Yelandur from time to time in pursuance to the provisions of the said Regulation. That the provisions thereof, while suggesting the rules to be followed in declaring the successor to the Jaghirdar, assert that such succession ought to be regulated by the rules and usages of the Hindu Law of Inheritance and Adoption.

3. It has to be unmistakably set out at first that as regards the Yelandur Jaghir the succession should follow the principle of the Mitakshara Law. The principle of this law which follows *Vrihaspati* is the preference of consanguinity or family relationship to efficacy of religious offerings as the test of heirship, and it is a settled fact that a coparcener could obtain the property of a deceased only when the latter does not leave a son, grandson, or great-grandson who are entitled to represent him to the family. On the above ground the daughter's son (elder if there are two) becomes the heir in preference to the junior brother's son to the deceased.

4. The line of devolution in the case of a title to succession in impartible property, as the Yelandur Jaghir is under Section 2 (1) of Regulation I of 1885, has been laid down in 6 Madras 93, and 4 Madras 250 as "so long as the line of the eldest son continued in possession, the estate would pass in that line." The above argument, conclusively restricts the succession to the *line* of the deceased Sir P. N. Krishna Murti and the right of the junior member of the 1st Branch mentioned in Section 3 of the said Regulation will not be entitled to recognition until the *senior* line of that branch has become extinct. But the Mitakshara Law equips the grandson of the deceased as the lineal heir and in both the above views Mr. Narasinga Rao Purnaiya, who belongs to the junior line of the 1st Branch, will have no preferential claim over the lineal grandson to succeed to the Jaghir.

5. It remains to be considered whether the recognition under the Hindu Law of the daughter's son as the lineal descendant comes into conflict with any of the provisos to Section 2 of the Regulation regulating the succession to the Jaghir.

The peculiar aspects of the provisions in the provisos to Section 2 of that Regulation are as follows:—

(*a*) The "lineal descendants," *i.e.*, the descendants of any particular line are differentiated from "the other legal heirs" in every proviso; and the last term must therefore be taken to denote those of the collateral line or lines, or of the branches lower in degree to that of the lineal descendants.

(*b*) The provisos all tend in fact to place "the lineal descendants" in respect of their right to succession on a footing above that of "the other legal heirs."

(*c*) The second proviso to Section 2 (4) in the *first* sub-clause recites that the eldest male descendant in the male line, to any degree of descent, of the senior of all the collateral lines in one branch shall be entitled to be declared the Jaghirdar.

The late Sir P. N. Krishna Murti belonged to the senior line of the 1st Branch and had left a direct elder grandson, and the latter satisfies the condition prescribed in the proviso. Mr. Narasinga Rao Purnaiya belongs to the junior collateral line and will not be entitled to be declared in preference to "the male *lineal descendant* to any degree of descent" in the senior of the collateral lines, as in fact he is not the lineal descendant of the deceased.

The above dealing would shew that the main provisions of the said Regulation are thoroughly in accordance with the principles of the Mitakshara Law which discard religious merit and enforce nearness of relationship as the rule for guidance in cases of succession. "Upon principle," J. D. Mayne says: "it would thus seem, title by survivorship, where it varies from the ordinary rule of heirship, cannot * * furnish the rule to ascertain the heir" to an impartible property "which is solely owned and enjoyed, and which passes by inheritance to a single heir" (17 Madras 330) which has been upheld by the Privy Council.

6. Under these circumstances it is prayed that the Government will be pleased to cause the Yelandur Jaghir to vest in the elder grandson Ragunathasami of the deceased who is also the male lineal descendant in the senior of the collateral lines of the 1st Branch.

Madras
23rd February 1912.

C. Raja Row Sahib

ADDISON PRESS, MADRAS.

DIARY No. J2207

Purnaprasada,

SECTION Legislation

Dated 24th February 1912.

FILE No. 24-11

SERIAL No. 11

To

The Secretary to the Government of

His Highness the Maharaja of Mysore,

General and Revenue Departments,

B A N G A L O R E.

Sir,

With reference to the Government Notification No. J.2141/Legis.24-11-4 dated 29th January 1912 published in the Mysore Government Gazette dated the 4th February 1912 inviting applications from the - - claimants to the Yelandur Jahagir, I beg hereby to submit that under section 2, sub section 4 of the Yelandur Jahagir Regulation. I Kaveri Boi (Lady Krishna Murti), as the widow of the late Sir P. N. Krishna Murti the last Jahagirdar of Yelandur am entitled to the full proprietary rights of the said -- Jahagir and claim my right to succeed to the said Jahagir.

The Regulation determines the succession to the Jahagir of Yelandur by the members of the family

family of the late Dewan Purnaiya. According to it, the members of the family are divided into 5 branches and the succession devolves upon the lineal descendants and other legal heirs of each branch one after the other successively, In the case of one branch consisting of two or more collateral lines, the succession devolves, firstly upon the lineal descendants and secondly on the legal heirs in the senior line, of all the collateral lines in that branch, and on failure of the lineal descendants and other legal - - heirs in the senior line, the succession devolves - - upon the next collateral line. And on failure of the lineal descendants and other legal heirs in all the lines of the 1st branch the succession is translated as it were, to the members in the 2nd branch. If there be two or more male descendants in the - - senior line, the heir to the Jahagir shall be the - - eldest male person and on failure of such a male descendant it devolves upon the eldest female heir. Thus stands the principle of succession as contemplated in the Regulation.

Now Sir P.N. Krishna Murti having died without leaving a son to succeed him, I his widow being the eldest female legal heir for the time being am entitled to succeed to the Jahagir under the Hindu Law. the Mitakshara Law of Inheritance and the terms of the Regulation 1 of 1~~88~~5. I therefore implore the benign Government of His Highness the Maharaja to grant me the privilege to succeed to his estates in conformity with what the Hindu Law concededs, what the special legislation confirms and what equity justifies.

My attempts, through verbal messages and written communication, copy enclosed, to Mr. Narasinga Rao Purnaiya which remain unheeded to, to examine the documents and papers of my late husband and to ascertain how I stand among other things in respect of my right and privilege to adopt an heir to me having been futile, I earnestly beseech the Government of His Highness the Maharaja to depute an officer to take possession of, and examine the documents and -- papers of my late husband and restore them to my cus-

custody thereafter as under the Regulation the Jurisdiction of the Civil Court has been reserved to - - - Government itself.

I beg to state that any further representations from me to the Government in respect of my case which may hereafter be found necessary in the light of papers, documents, deeds, books of account etc., whose close examinations still remains to be instituted, will be made in my name and on my behalf by a representative of mine whose services in this matter I am obliged to secure by reason of my sex, illness and the present circumstances of my position.

I beg to remain,

Sir,

Your obedient servant,

Lady Krishna Murti.

Purnaprasad,

Dated 15th Februarv 1912.

Dear Swami,

You are not unaware of the situation which calls for immediate settlement of our respective interests in the family property and how imperative it is not to postpone any longer the detailed examination of all papers, documents, deeds and books of account including that part of the papers which has been partly seen. Hence I would request you within three days of the receipt of this letter - - - to arrange for my examination of all the papers. The spirit in which I readily consented to place in joint custody the papers already cursorily examined will, I hope, be duly reciprocated

In view of the fact that the date fixed by Government for urging claims is fast approaching a detailed examination of all the papers without - - delay is quite essential, so as to have some time for consideration before the 26th February and after the detailed examination of all the papers. I trust you will appreciate my anxiety to avoid friction and - -

and thereby prevent needless unpleasantness.

I have etc.,

(Sd) Kaveri Boi.

Narsinga Rao Purnaiya.

"Copy."

ಕಾಪಿ ಆಯಿತು.

Legis 24-11
Serial 12

2675-18/Legis & 9-3-12.

12

N O T I C E.

With reference to Government Notification No. J.2142-Legis.24-11-4 dated the 29th January 1912 and the representation of the marginally noted persons in the matter of the succession to the Yelandur Jaghir,

.....

Mr. Narasinga Rao Purnaiya.
" C. Raja Rao Sahib. on behalf of his son.
" Y.V. Krishna Murti.
Lady Krishna Murti.

is hereby informed that he (she) may appear before the Dewan in Council either in person or by a duly authorised ~~Pleader~~ agent at 1 P.M., on Friday the 22nd Instant, when the matter will be considered.

By Order,

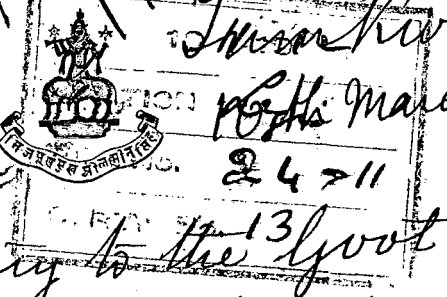
CSB 8/3/12

Offg. Secretary to Government.

CR 8/3/12

To

Cov-4 Copies
MSri 9.3.12



Insar Nar
10th March 1
No. 24-11
13

To
The Secretary to the Govt of
H.H. the Maharaja of
Mysore in the Revenue
and General Depts.
Bangalore

Sir,

With reference to Govern-
ment notice No J 2615-18
dated 9th March 1918 in
the matter of the succession
to the Gelandur Jaghir,
I have the honour to stat
that I have so far received

only a copy of Mr G. Raja Row Sahibs application dated 16th February 1912 and Lady Krishnamurtis application dated the 24th February 1912 and I therefore request you to be so good as to furnish me with co-pies of all other applications and representations received by Government till now at an early date as the date fixed for the consideration of the subject is fast ap-proaching. I herewith send a further sum of Rupees five as advance for

the purpose of meeting the incidental charges connected with the preparation & issue of the copies asked for.

I have the honour to be,
Sir,
Your most obedient servant
Narasinga Rau Purnaiya

Note:
Orders have been passed regarding the grant of Copies applied for. The main file has been submitted to Committee.

SN
16/3/17

"PALM GROVE", DIARY No. 1242

~~The Knoll~~, Mylapore.

Madras, 15th March 1912

1911-1912
SECTION Legis
FILE No. 24-11
SERIAL No. 14

From

Dewan Bahadur, L. A. GOVINDARAGHAVA AIYAR,
High Court Vakil.

To

The Secretary to the Government of M Y S O R E,

General and Revenue Department, Bangalore.

Sir,

I have been engaged to appear for Lady Krishnamurti in the enquiry instituted by the Government of His Highness the Maharaja of Mysore into the claims of succes--sion to the Elandoor Jaghire. I request that you will be pleased to let me have a copy of all the papers and corres--pondence showing the history of the legislation which culminated in the Regulation No. I of 1885.

2. I understand that the copy of the above papers and correspondence which the late Sir P. N. Krishnamurti had, is amongst the papers in the box of the late Sir P. N. Krishnamurti which is under the joint lock and key of Mr. Narasinga Rao Poornayya and of Lady Krishnamurti and which she is unable to have opened as Mr. Narasinga Rao Poornayya does not join her in opening it and Lady Krishnamurti is thus unable to avail herself of the use of the documents in the box.

I have the honour to be,
Sir,
Your most obedient servant,

Govindaraghava Aiyar

Note
Under instructions from the Dewan I showed to Mr. G. Rao the papers in the office file relating to the passing of the Jaghir Regn.
18/4

19/4/12

Govt Rev →

J464-7/6 Legis 24 of 1911-12 Serial ~~14~~ 15 dy 12/8/12

Order:-

Draft
Tang 12

On the demise of Sir P.N.Krishna Murti K.C.I.E., Jaghirdar of Yelandur, on Sunday the 10th December 1911, his nephew Mr. Narasinga Rao Purnaiya requested that he ~~may~~ might be declared ~~as~~ to be successor to the Yelandur Jaghir on the ground that the late Jaghirdar died without male issue and that the succession to the said Jaghir devolved on him by virtue of his being the eldest son of the late Mr. P.N. Purnaiya, the second in order of the persons named in the first branch mentioned in Schedule B of the Yelandur Jaghir Regulation No.I of 1885.

2. ~~As it appeared to Government that the late Jaghirdar died intestate~~ Thereupon, it was notified that Mr. Narasinga Rao Purnaiya's application for succession to the Jaghir would be taken into consideration on or after the 26th February 1912 and that representations from persons interested in the matter of succession to the said

(D.O. corrs etc relating to this order is ~~filed~~ Kept among Confdl files in the Cl Section vide No 25/Vol. II)

Jaghir made before that date in writing to the Secretary to Government, General and Revenue Departments, would also be considered by Government.

3. Of the three representations received by Government, Lady Krishna Murti and Mr. C. Raja Rao Saheb on behalf of his minor ~~grandson~~ son submitted claims for the Jaghir and the third application did not call for consideration as it was from Mr. Y.V. Krishna Murti for an increase of annuity payable to him under Section 3 of the Yelandur Jaghir Regulation.

4. The case was heard by the Dewan and Councillors on the 22nd March and 31st March 1912, the parties being duly represented as follows:-

(a) Mr. Narasinga Rao Purnaiya by Mr. M.C. Ranga Iyengar and Mr. S. Ranganna.

(b) Lady Krishna Murti by Mr. L.A. Govindaraghava Iyer.

(c) Mr. C. Raja Rao Saheb for his minor son - by Mr. James Short on 22nd March and by Mr. K. Sreenivasa Iyengar on 31st March 1912.

5. On a consideration of all the circumstances, the Government of His Highness the Maharaja are pleased to direct that Mr. Narasinga Rao Purnaiya be declared as the Jaghirdar of Yelandur in succession to the late Sir P.N. Krishna Murti and that the accompanying Notification No. 5468/Legis 26-11-16 dated the 12th August 1912 be published in the Mysore Gazette.

6. The Government are further pleased to direct, as a consequential arrangement, that the annuities payable to the first Branch referred to in Section 3 shall be as shown below, with effect from the date of Sir P.N. Krishna Murti's death:-

FIRST BRANCH -

	Rs.
1. Lady Kavery Bai Krishna Murti, widow of the late Sir P.N. Krishna Murti, eldest son of the late Narasinga Rao	- 10,000
2. Mr. Narasinga Rao Purnaiya, eldest son of the late P.N. Purnaiya, second son of the late Narasinga Rao	- 6,000.

10/8/12

Secretary to Govt.,
Genl. & Rev. Deptt.

To

(1) Mr. Narasinga Rao Purnaiya, Jaghirdar of Yelandur.

(2) Lady Kavery Bai Krishna Murti.

(3) Mr. C. Raja Rao Saheb.

(4) Mr. Y.V. Krishna Murti.

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Diary No. of letter replied to

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

( )

J. 468.

, the 19

~~READ~~ Notification

Under the provisions of the Yelandur Jaghir Regulation I of 1885, the Govt. of H. H. the Maha Raja are pleased to declare

Date of issue 12-8-12

Signed by ~~Dewan B. Rangacharlu~~

~~ORDER THEREON.~~—No.

Mr. Narasinga Rao Purnaiya a Jaghirdar of Yelandur in succession to late Sir P. N. Krishna Murti K.C.I.E. with effect from 10th Dec 1911 on which date the late Jaghirdar died.

By order,

over.

~~SUBJECT.~~

Draft. 10/8/12

By Secy to Govt

7/8/12

To the Compiler, Mysore Gazette